

UNITED STATES COURT OF APPEALS
FOR THE NINTH CIRCUIT

FILED

MAY 09 2005

CATHY A. CATTERSON, CLERK
U.S. COURT OF APPEALS

RANCHERS CATTLEMEN ACTION
LEGAL FUND UNITED
STOCKGROWERS OF AMERICA,

Plaintiff-Appellee,

v.

UNITED STATES DEPARTMENT OF
AGRICULTURE, Animal and Plant
Health Inspection Service; et al.,

Defendants,

and,

NATIONAL MEAT ASSOCIATION,

Defendant-Intervenor-Appellant.

No. 05-35214

D.C. No. CV-05-00006-RFC
District of Montana
(Billings)

RANCHERS CATTLEMEN ACTION
LEGAL FUND UNITED
STOCKGROWERS OF AMERICA,

Plaintiff-Appellee,

v.

UNITED STATES DEPARTMENT OF
AGRICULTURE, Animal and Plant
Health Inspection Service; et al.,

Defendants-Appellants.

No. 05-35264

D.C. No. CV-05-00006-RFC
District of Montana
(Billings)

ORDER

05-35214, 0535264

Appeal no. 05-35264 is a preliminary injunction appeal.

The April 15, 2005 motion of the Government of Canada for leave to file a brief amicus curiae in no. 05-35264 is referred to the merits panel for disposition.

The April 21, 2005 motion of the National Cattlemen's Beef Association, the American Farm Bureau Federation, the National Pork Producers Council, 29 state cattlemen's associations, 18 state Farm Bureaus, and 9 individual cattle producers for leave to file a brief amicus curiae in no. 05-35264 is referred to the merits panel for disposition.

The April 21, 2005 motion of the Alberta Beef Producers for leave to file a brief amicus curiae in no. 05-35264 is referred to the merits panel for disposition.

The April 22, 2005 motion of the American Meat Institute, North American Meat Processors, Southwestern Meat Association, Eastern Meat Packers Association, American Association of Meat Processors, National Restaurant Association, and United Food and Commercial Workers for leave to file a brief amicus curiae in no. 05-35264 is referred to the merits panel for disposition.

The April 22, 2005 motion of the Canadian Cattlemen's Association and its affiliated organizations for leave to file a brief amicus curiae in no. 05-35264 is referred to the merits panel for disposition.

05-35214, 0535264

The April 22, 2005 motion of Easterday Ranches, Inc. for leave to file a brief amicus curiae in no. 05-35264 is referred to the merits panel for disposition.

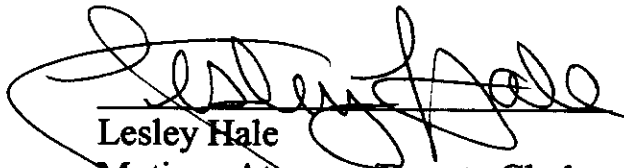
The April 22, 2005 motion of Pioneer, Inc. for leave to file a brief amicus curiae in no. 05-35264 is referred to the merits panel for disposition.

The April 27, 2005 motion of Amicus Tyson Foods, Inc. for leave to file a substitute brief in no. 05-35264 is granted. The Clerk shall file the substitute brief received April 27, 2005.

To the extent practicable, these appeals shall be placed before the same merits panel for disposition.

The briefing schedule established in no. 05-35264 by the court's March 23, 2005 order remains in effect.

For the Court



Lesley Hale
Motions Attorney/Deputy Clerk
9th Cir. R. 27-7
General Orders/Appendix A